

**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION
OF THE STATE OF CALIFORNIA**

IN THE MATTER OF:

**APPLICATION FOR CERTIFICATION FOR THE
*COLUSA GENERATING STATION***

DOCKET No. 06-AFC-9

(REVISED) COMMITTEE SCHEDULING ORDER

On December 13, 2006, the Application for Certification (AFC) was deemed data adequate for the twelve-month review process consistent with Public Resources Code section 25540.6. The Committee conducted a public informational hearing on January 25, 2007, to discuss the schedule and other issues of concern. A Committee Schedule based on Staff's proposed schedule and related discussion at the informational hearing was issued on February 1, 2007. Under that schedule, Commission staff was to file its Preliminary Staff Assessment (PSA) on May 14, 2007. No PSA has been filed as of the date of this Order.

In a letter dated June 20, 2007, the Applicant's counsel requests a revised schedule requiring publication of the PSA by June 30 and a Final Staff Assessment on July 31, 2007, and that the case go forward to hearings without Staff's analysis if those deadlines cannot be met. Staff responded that an extraordinary workload has prevented it from publishing the PSA as originally projected but that it expects to publish it on July 30, 2007. We have revised the schedule accordingly, and have tightened the interval between the PSA and the Final Staff Assessment (FSA) from nearly two months in the original schedule to one month.

While we appreciate the Applicant's concerns about the schedule, we are equally aware of the multitude of projects that the Staff is working on. In addition, the Staff Assessment is a key component of the Energy Commission's certified regulatory program.

Intervener Emerald Farms complains of changes to the air district's Final Determination of Compliance and alleges other defects in the air district's consideration of this project. Procedural concerns about the air district's process should be addressed to the air district. Substantive concerns can be addressed to the air district, as well as to the Energy Commission, in the form of comments on the PSA and FSA and testimony at the forthcoming evidentiary hearings.

The Revised Committee Schedule covers the period leading up to the Prehearing Conference and describes, without specific dates, the events that follow. The balance of the schedule will be determined at the Prehearing Conference.

We may further modify the schedule at any time upon either our own motion or that of a party. [Cal. Code of Regs., tit. 20, § 1709(c)]. The schedule includes periodic status reports to determine whether case development is progressing satisfactorily, and to bring potential schedule delays or other relevant matters to our attention.

Dated July 5, 2007, at Sacramento, California.

Original Signed by
JOHN L. GEESMAN
Commissioner and Presiding Member
Colusa AFC Committee

Original Signed by
JAMES D. BOYD
Vice Chair and Associate Member
Colusa AFC Committee

**(REVISED) COMMITTEE SCHEDULE
FOR THE
COLUSA GENERATING STATION PROJECT
(06-AFC-9)**

<i>DATE</i>	<i>EVENT</i>
December 13, 2006	AFC data adequate
January 25, 2007	Site Visit and Informational Hearing
February 12, 2007	Applicant files responses to Staff data requests
Mid-Late February, 2007	Staff conducts data response/issue resolution workshop
March 23, 2007	Local, State and Federal Agency draft determinations, including air district's Preliminary Determination of Compliance (PDOC) filed
March 30, 2007	Parties file Status Report #1
May 30, 2007	(If PSA not yet filed) Parties file Status Report #2
June 12, 2007	Air district's Final DOC filed
July 30, 2007	Staff files Preliminary Staff Assessment (PSA)
August 3, 2007	(If PSA not yet filed) Parties file Status Report #3
Early-Mid August, 2007	Staff conducts PSA workshop
August 10, 2007	Local, State and Federal Agency final determinations filed
August 31, 2007	Staff files Final Staff Assessment (FSA)
Mid September, 2007	Prehearing Conference
Tbd	Evidentiary Hearings
Tbd	Presiding Member's Proposed Decision (PMPD) issued for 30-day comment period
Tbd (near the end of PMPD comment period)	PMPD comment hearing
Tbd	Revised PMPD issued* for 15-day review period*
Tbd	Energy Commission PMPD adoption hearing

Tbd = to be determined

* if necessary